Education

**201.** The two Adult Schools, Kannada and Urdu, continued in the Central Jail, Bangalore, in addition to the Borstal Schools and Certified Schools. The religious teachers of the jails at Bangalore and Mysore continued to visit the respective jails regularly once a week to impart religious and moral instructions to prisoners.

**202.** The health, discipline and conduct of prisoners during the year were satisfactory.

## (v) Civil Justice

General

**203.** *High Court.*—The present High Court for the New State of Mysore (which was functioning prior to Re-organisation as a Part 'B' State High Court) was established from 1st November 1956.

Receipts and Charges

**204.** The total receipts and charges of the High Court for the year were Rs. 2,04,222-12 (Rs. 1,97,488-25) and Rs. 4,77,289-19 (Rs. 2,98,501-25) respectively.

Jurisdiction

**205.** There was no change in the jurisdiction till 1st November 1956. Subsequently, the High Court for the New State was exercising the same Appellate and other jurisdictions in respect of the territories included in the New State as was being exercised by the High Court of the former State of Mysore.

Regular Appeals

**206.** The number of Regular Appeals instituted during the year was 183 (210). Out of 1,507 appeals for disposal (including 600 regular appeals received by transfer from the High Courts of Bombay, Madras and Hyderbad under Section 62 of the States Re-organisation Act), 267 (620) appeals of the aggregate value of Rs. 12,68,526-80 (Rs. 16,70,417-51) were disposed of.

**207.** The average duration of 267 appeals disposed of during the year was 917·5 (800·3) days.

Second Appeals

**208.** The number of Second Appeals filed during the year was 710 (560). Out of 2,876 (1,582) appeals for disposal during the year including 885 appeals received by transfer under Section 62 of the S.R. Act, 312 (301) appeals were disposed of.

**209.** The average duration of 312 Second Appeals disposed of during the year was 473·1 (403·9) days.

Miscellaneous Appeals

**210.** Out of 241 (137) appeals (49 pending; 110 instituted; 82 received by transfer) for disposal during the year, 63 (88) appeals were disposed of.

LAW, ORDER AND JUSTICE

Civil Revision Petitions

**211.** Out of 1,929 (1,198) Civil Revision petitions (761 pending at the beginning of the year; 905 filed during the year; 263 received by transfer) for disposal during the year, 403 (437) were disposed of.

Writ Petitions

**212.** Besides bestowing special attention to the disposal of long appeals especially those relating to the years 1951-52 and previous, preference was also given to the prompt disposal of writ petitions and a large number, *viz.*, 258 (169) of writ petitions out of 536 (388) petitions including 64 received by transfer was disposed of. On the whole, the outturn of work during the year was more or less equal to that in the previous year (1,617 against 1,755) and much more than in the year 1954-55 (1,617 against 1,429.)

**213.** *Courts Subordinate to the High Court.*—As the practice and procedure in the different areas of the State are varied, the details regarding each area are as follows:—

OLD MYSORE STATE

Number of Courts

(1) The number of courts in the area subordinate to the High Court was 49 (50).

(2) In connection with the implementation of the Scheme of separation of the Judiciary from the Executive in the State, 10 posts of Civil Judges and District Magistrates were created. A separate Court of Civil Judge and District Magistrate was established at Bangalore and Mysore and the Court of the Subordinate Judge, Shimoga and the Courts of the Additional Subordinate Judge and First Class Magistrate at the other district headquarters were replaced by the Courts of the Civil Judge and District Magistrates, with effect from 1st June 1956.

(3) By an amendment to the Mysore Civil Courts Act, 1883, the jurisdiction of the Civil Judge was extended to all original suits and proceedings of a civil nature of which the amount or the value of the subject matter does not exceed Rs. 20,000 and he was empowered to entertain and dispose of appeals from decrees and orders of a Munsiff in original suits and proceedings.

(4) It was observed that owing to the alteration in the pecuniary jurisdiction of the Civil Courts in Bangalore in accordance with the amendments to the Mysore Civil

Courts Act, 1883, the work in the Court of the Subordinate Judge, Bangalore, decreased while the work of the Court of the Civil Judge, Bangalore increased considerably. Consequently, on the recommendation of the High Court, the post of the Additional Subordinate Judge, Bangalore, was converted into that of Additional Civil Judge, Bangalore, with effect from 22nd October 1956, with power to try such cases as may be transferred to his file by the High Court or by the District Judge, Bangalore Division, under the directions of the High Court.

(5) While sanctioning the redistribution of the jurisdictions of the Courts as recommended by the High Court, the Government abolished the Court of the Munsiff-Magistrate, Krishnarajanagar with effect from 1st July 1956.

Receipts and Charges

(6) The total receipts and charges of the courts in the area subordinate to High Court were Rs. 17,67,486-93 (Rs. 19,58,573-32) and Rs. 18,91,994-50 (Rs. 16,15,522-14) respectively.

Institution and Disposal of Suits.

(7) Out of 18,793 (19,265) original suits and 9,658 (9,662) small cause suits instituted during the year, 18,427 (20,820) original suits and 9,558 (9,775) small cause suits were disposed of.

(8) The total pendency of year-old original suits was 947 (918). Of these, 229 suits were pending for reasons beyond the control of the Judges.

(9) The number of suits (original and small cause) pending at the end of the year was 11,002 (11,207).

(10) The average duration of contested suits was 302·4 (316·8) days and of uncontested suits 73 (66·7) days. The average duration of contested original suits was 340·3 (346·3) days and of small cause suits 171·8 (180·4) days.

Miscellaneous Cases.

(11) Out of 9,114 Miscellaneous cases (cases pending: 2,794, cases filed: 6,320), 6,025 (6,130) cases were disposed of during the year.

Execution of Decrees.

(12) Out of 33,530 (35,636) execution applications filed during the year, 33,202 (35,375) cases were disposed of. Of these, 642 (733) cases were pending for over one year. Of the execution cases disposed of, 52·1 (52·3) per cent were infructuous. The total amount realised in the execution of decress was Rs. 34,84,129.96 (Rs. 39,11,243-24).

LAW, ORDER AND JUSTICE

Insolvency Applications.

(13) Out of a total number of 288 (270) Insolvency applications for disposal during the year, 188 (150) were disposed of. In 60 cases receivers were appointed. The amount realised out of the Insolvents, assets was Rs. 7,072-48 (Rs. 23,371-56).

Appellate Work.

(14) Out of 5,167 (4,809) Regular Appeals for disposal during the year, 1,616 (1,747) were disposed of and 1,276 (943) were transferred to other courts for disposal. The average duration of appeals disposed of was 201·4 (297·5) days.

Miscellaneous Appeals.

(15) Out of 556 (572) Miscellaneous Appeals for disposal during the year, 415 (375) were disposed of. The average duration of appeals disposed of was 140·6 (188·5) days.

INTEGRATED AREAS.

(16) The reports of Bellary District, Bombay, Hyderabad, Madras and Coorg areas are given below in tabular form :—

| ... | Bellary District | Bombay | Hyderabad | Madras | Coorg |
|---|---|---|---|---|---|
| | (From 1st November 1956 to 31st March 1957 | | | | |
| 1. Number of Courts.— | | | | | |
| The number of officers exercising appellate or original jurisdiction at the end of the year ... | 5 | 55 | 27 | 13 | 3 |
| 2. Receipts and Charges — | Rs. | Rs. | Rs. | Rs. | Rs. |
| The total receipts of the courts were | 1,87,058 | 92,214 | 53,159 | 2,16,274 | 531 |
| The total charges amounted to .. | 1,19,709 | 5,56,999 | 1,29,303 | 1,37,447 | 26,071 |
| 3. Institutions and Disposals.— | | | | | |
| The total pendency of all classes of cases at the begining of the year... | No. 2,585 | No. 13,541 | No. 3,432 | No. 9,322 | No. 1,236 |
| Total cases filed during the year ... | 10,295 | 4,807 | 3,014 | 16,105 | 1,715 |
| Total number of cases for disposal .. | 12,880 | 18,348 | 6,446 | 25,427 | 2,951 |
| Cases disposed of ... | 9,916 | 4,881 | 3,165 | 18,997 | 1,499 |
| The total number of year old cases .. | 191 | 11,245 | 853 | 621 | 273 |

Total Receipts and Charges of the Civil Courts. (including the High Court)

**214.** The total receipts and charges of the Civil Courts (including the High Court) during the year were :—

| Year | Receipts | Charges | Savings | Loss |
|---|---|---|---|---|
| | Rs. | Rs. | Rs. | Rs. |
| 1955-56 ... | 21,56, 061-57 | 19,14, 023-39 | 2,42, 038-18 | ... |
| 1956-57 ... | *24,70, 945-57 | *33,38, 811-04 | ... | *8,67, 865-47 |

*Includes figures relating to the integrated areas.

**215.** The contribution to the loss of Rs. 8,67,865-47 from the Bombay area was Rs. 4,64,785-12. Hyderabad area and Coorg contributed Rs. 76,143-27 and Rs. 25,539-18 respectively during the period from 1st November 1956 to the end of 31st March 1957.